

**BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Petition of)	DOCKET TG-130650
)	
Torre Refuse and Recycling LLC dba)	ORDER 01
Sunshine Disposal & Recycling,)	
)	
Petitioner,)	
)	ORDER GRANTING EXEMPTION
Seeking Exemption from the provisions of)	FROM RULE; GRANTING
WAC 480-70-071 Relating to Filing of)	COMPANY ADDITIONAL TIME TO
Annual Reports by Solid Waste Companies)	FILE ANNUAL REPORT
.....)	

BACKGROUND

- 1 On April 30, 2013, Torre Refuse and Recycling LLC dba Sunshine Disposal & Recycling (Torre or Company) filed with the Washington Utilities and Transportation Commission (Commission) a petition requesting an extension of time to file its 2012 annual report as required by WAC 480-70-071. Torre paid its regulatory fee on April 30, prior to the May 1 due date in WAC 480-70-076(2). Torre seeks an extension until June 1, 2013.

- 2 Commission Staff reviewed the request and recommended granting Torre’s request for exemption, subject to the condition that Torre files its annual report no later than June 1, 2013.

FINDINGS AND CONCLUSIONS

- 3 (1) The Washington Utilities and Transportation Commission is an agency of the State of Washington vested by statute with the authority to regulate the rates, rules, regulations, practices, accounts and affiliated interests of public service companies, including solid waste companies. RCW 80.01.040, RCW 81.01, RCW 81.04, RCW 81.16, RCW 81.28 and RCW 81.77.

- 4 (2) Torre is a solid waste company and a public service company subject to Commission jurisdiction.

- 5 (3) Torre is subject to WAC 480-70-071, which requires solid waste companies to file an annual report by May 1 of each year.

- 6 (4) Under WAC 480-70-071 (1)(c), the Commission may grant an extension of time allowing the Company to file its annual report after the May 1 due date if the Commission receives a request for extension before May 1.
- 7 (5) This matter came before the Commission at its regularly scheduled meeting on May 30, 2013.
- 8 (6) After review of the petition filed in Docket TG-130650 by Torre on April 30, 2013, and giving due consideration, the Commission finds that the exemption is in the public interest and is consistent with the purposes underlying the regulation and applicable statutes and should be granted.

O R D E R

THE COMMISSION ORDERS:

- 9 (1) The request by Torre Refuse and Recycling LLC dba Sunshine Disposal & Recycling for an exemption from WAC 480-70-071 and for an extension until June 1, 2013, to file its 2012 annual report is granted.
- 10 (2) Failure by Torre Refuse and Recycling LLC dba Sunshine Disposal & Recycling to file its 2012 annual report by June 1, 2013, may result in the Commission invoking RCW 81.04.405, which allows the Commission to assess penalties for violations of statute, rule, and commission orders.
- 11 (3) The Commission retains jurisdiction over the subject matter and Torre Refuse and Recycling LLC dba Sunshine Disposal & Recycling to effectuate the provisions of this Order.

The Commissioners, having determined this Order to be consistent with the public interest, directed the Secretary to enter this Order.

DATED at Olympia, Washington, and effective May 30, 2013.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

STEVEN V. KING, Acting Executive Director and Secretary